

REMARKS

Reconsideration and allowance of the subject application are respectfully solicited.

Claims 1 through 14, 16 through 19, 21, 22, 36 through 48, 72 through 97, and 99 through 103 are pending, with Claims 1, 6, 11, 12, 17, 22, 36, 42, 48, 72, 84, and 96 being independent. Claims 1 through 11, 36 through 48, and 71 through 96 have been withdrawn from consideration. Claim 98 has been canceled without prejudice. Claims 12, 16, 17, 21, 22, 97, and 99 through 101 have been amended, with, for example, Claim 12 having been amended to include language from Claim 98 as well as additional language regarding a --storage--.

REQUEST FOR RETURN OF FORM PTO-1449

Applicants have not received an initialed, signed copy of the November 9, 2006 Form PTO-1449, and respectfully request the same to confirm the Office's consideration thereof. Favorable consideration is earnestly solicited.

FURTHER REMARKS

Claims 12 through 14, 16 through 19, 21, 22, and 97 through 103 were rejected yet again under 35 U.S.C. § 103 over U.S. Patent No. 6,567,427 B1 (Suzuki, et al.) in view of U.S. Patent Publication Nos. 2001/000962 A1 (Rajan) and 2001/0052856 A1 (Deniau, et al.), and U.S. Patent Nos. 6,601,103 B1 (Goldschmidt Iki, et al.) and 5,317,391 (Banker, et al.) and Official Notice. All rejections are respectfully traversed.

Claims 12, 17, and 22 variously recite, *inter alia*, where the program ID is uniquely specified for each program, setting a user layout to display images as claimed and the character, in accordance with the layout data supplied from the storage (Claim 12) or which is stored in a memory (Claims 17 and 22) when it is determined that the program ID and a registered program ID are coincident, and synthesizing the claimed items in accordance with the scene description data and the user layout so as to reconstruct the scene when it is determined that the program ID and the registered ID are coincident.

However, Applicants respectfully submit that none of Suzuki, et al., Rajan, Deniau, et al., Banker, et al., Goldschmidt Iki, et al., and Official Notice, even in the proposed combinations, assuming, *arguendo*, that the documents could be combined, discloses or suggests at least the above-discussed claimed combinations of features as recited, *inter alia*, in Claims 12, 17, and 22

The Official Action relies upon Goldschmidt Iki, et al. for showing use of “predetermined content criteria”. This reliance is respectfully traversed. In more detail, Applicants respectfully submit that Goldschmidt Iki, et al. shows, e.g., “That is to say, supplemental programming provider 104 continuously evaluates primary programming information for content that satisfies the predetermined content criteria found within a user profile for the current user of system 100, and, when the predetermined content criteria of the user profile is satisfied, supplemental programming provider 104 outputs supplemental programming associated with the predetermined content criteria.” (col. 3, lines 31-38). And Applicants respectfully note that said patent discloses, e.g., determining if predetermined content criteria is satisfied, e.g., by evaluating text information (e.g., col. 4,

line 25), audio (e.g., col. 6, line 57), or video (e.g., col. 6, line 63). However, Applicants respectfully submit that Goldschmidt Iki, et al.'s use of "predetermined content criteria", as applied to the primary programming information (e.g., from television, internet, radio, satellite, wireless, etc.), does not constitute either a description or a suggestion of determining whether the program ID data and a registered program ID are coincident where the program ID is uniquely specified for each program as claimed in combination with stored layout data.

The taking of Official Notice is respectfully traversed under MPEP 2144.03 in the absence of a cited document.

It is further respectfully submitted that there has been no showing of any indication of motivation in the cited documents that would lead one having ordinary skill in the art to arrive at the above-discussed claimed features.

By means of such features, Applicants respectfully submit that the system may provide, e.g., that when a broadcast program is received, it is reproduced in a user-preferred layout if the program corresponds to the registered program ID (see, e.g., Fig. 25, steps S3-S6); in other words, a layout desired by a user may be stored in the storage/memory, thus the user can see a program in the favorite layout.

The dependent claims are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from independent claims discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

Applicants submit that this application is in condition for allowance, and a Notice of Allowance is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

/Daniel S. Glueck/
Attorney for Applicants
Daniel S. Glueck
Registration No. 37,838

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3800
Facsimile: (212) 218-2200
DSG/cmg

DC_MAIN 267187v1